



19 JUL 2006

JONES DAY
222 EAST 41ST ST
NEW YORK NY 10017

In re Application of
LECLAIR et al.
Application No.: 10/530,393
PCT No.: PCT/US03/32167
Int. Filing Date: 07 October 2003
Priority Date: 07 October 2002
Attorney Docket No.: 8449-304-999
(708584-999303)
For: HEAT SHOCK PROTEIN BINDING
FRAGMENTS OF CD91, AND USES THEREOF

DECISION ON PETITION
UNDER 37 CFR 1.182

This is a decision on applicants' "Response to Notification of Defective Response" treated as a petition under 37 CFR 1.182 to correct the inventor's name. The petition was filed in the United States Patent and Trademark Office (USPTO) on 28 February 2006. Applicant requests a one month extension of time, which is granted. The petition fee of \$400 will be charged to applicant's deposit account per his authorization.

BACKGROUND

On 26 August 2004, a Notification of Defective Response was mailed to applicant indicating that the oath or declaration was not executed in accordance with either 37 CFR 1.66 or 1.68 and drawing applicant's attention to the fact that the international application identified inventor LeClair's first name as Ken and the declaration identified inventor LeClair's first name as Kenneth.

On 28 February 2006, applicant filed a "Response to Notification of Defective Response" to correct the inventor's first name.

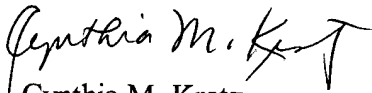
DISCUSSION

Applicant requests correction of the inventor's first name to Kenneth LeClair and notifying the Office that the inventor's given name is Kenneth LeClair. The present communication was filed explaining Ken LeClair and Kenneth LeClair are one and the same person and that Mr. LeClair's legal name was Kenneth LeClair at the time of filing the international application. Applicant further states that Mr. LeClair's first name, Ken was erroneously listed on the international application. Applicant's explanation of the difference in Mr. LeClair's given name is accepted and noted for the record.

CONCLUSION

The request under 37 CFR 1.182 to correct the error in the name of the inventor to Kenneth LeClair is GRANTED.

The application will be forwarded to the United States Designated/Elected Office for further processing. The 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) date is **20 January 2006**.



Cynthia M. Kratz
Attorney Advisor
PCT Legal Office

Telephone: (571)272-3286
Facsimile: (571)273-0459